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10 Pro Hac Vice Attorney for Plaintiff Hal Goldblatt  
11 Counsel had complied with LR IA 10-2

12 IN THE UNITED STATES DISTRICT COURT  
13 FOR THE DISTRICT OF NEVADA

14 HAL GOLDBLATT, )  
15 )  
Plaintiff, )

16 v. )

CIVIL ACTION NO.  
2:17-cv-02193-MMD-VCF

18 NANCY A. BERRYHILL, )  
19 Acting Commissioner of )  
Social Security, )  
20 )  
21 Defendant. )

JOINT STIPULATION FOR  
ATTORNEY FEES UNDER  
THE EQUAL ACCESS TO  
JUSTICE ACT

22  
23 It is hereby stipulated by and between the parties, through their undersigned  
24 counsel, subject to the approval of the Court, that the parties have agreed to a  
25 compromise settlement of Plaintiff's request for attorney fees in the amount of Four  
26 Thousand Two Hundred Fifty Dollars and 00/100 (\$4,250.00). This amount represents  
27  
28

1 compensation for all legal services rendered on behalf of Plaintiff by counsel in  
2 connection with this civil action, in accordance with 28 USC §2412(d).

3 The Court shall order that the awarded attorney fees be made payable to  
4 Plaintiff, Hal Goldblatt, and delivered to the business address of Plaintiff's counsel.

5  
6 EAJA fees awarded by this Court belong to the plaintiff and are subject to offset  
7 under the Treasury Offset Program (31 U.S.C. §3716(c)(3)(B) (2006)). *See Astrue v.*  
8 *Ratliff*, 130 S.Ct 2521, 2528-29 (2010). Defendant recognizes that Plaintiff assigned  
9 her right to EAJA fees to her attorney. If it is determined upon effectuation of the  
10 Court's EAJA fee order that Plaintiff does not owe a debt that is subject to offset under  
11 the Treasury Offset Program, Defendant agrees to accept the assignment, and fees  
12 will be made payable to Plaintiff's attorney. If there is such a debt, any fee remaining  
13 after offset will be payable to Plaintiff.  
14

15 This stipulation constitutes a compromise settlement of Plaintiff's request for  
16 attorney fees under the EAJA, and does not constitute an admission of liability on the  
17 part of the Commissioner under the EAJA. Payment of the aforementioned attorney  
18 fees shall constitute a complete release from and bar to any and all claims Plaintiff  
19 may have relating to attorney fees under the EAJA in connection with his action.  
20

21 This award is without prejudice to the rights of Plaintiff's counsel to seek Social  
22 Security Act attorney fees under 42 USC §406, subject to the provisions of the EAJA.  
23

24 Respectfully submitted,

25 Dated: 01/02/2019

/s/ Hannalore B. Merritt  
Hannalore B. Merritt  
*Pro Hac Vice* Attorney for Plaintiff

1 Dated: 01/02/2019

/s/ Hal Taylor

Hal Taylor

Local Counsel for Plaintiff

4 Dated: 01/02/2019

DALE ELIESON

United States Attorney

BLAINE T. WELSH

Chief, Civil Division

7 /s/ Ben A. Porter\*

Ben A. Porter, Esquire

Special Assistant United States Attorney

Attorneys for Defendant

10 (\*Permission to use electronic signature obtained  
via email dated 1/2/19).

1  
2  
3 IN THE UNITED STATES DISTRICT COURT  
4 FOR THE DISTRICT OF NEVADA

5 HAL GOLDBLATT, )

6 Plaintiff, )

7 v. )

CIVIL ACTION NO.  
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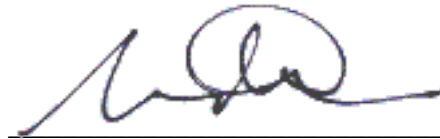
8 )  
9 NANCY A. BERRYHILL, )  
10 Deputy Commissioner of )  
Operations performing the )  
11 duties and functions not )  
reserved for the Commissioner )  
12 of Social Security, )

ORDER GRANTING  
STIPULATION FOR ATTORNEY  
UNDER THE EAJA

13 Defendant. )  
14  
15

16 It is hereby ORDERED that the Joint Stipulation for EAJA Fees (Docket No.  
17 21) is GRANTED and Plaintiff is awarded \$4,200.00 in attorney's fees. *Astrue vs.*  
18 *Ratliff*, 130 S. Ct. 2521, 2524 (2010), directs that the check should be made payable  
19 to Plaintiff and mailed to Plaintiff's Counsel.  
20

21  
22 Date: January 2, 2019



23 HON. MIRANDA M. DU  
24 UNITED STATES DISTRICT JUDGE  
25  
26  
27  
28